

SUPREME COURT OF ARIZONA

In the Matter of ) Arizona Supreme Court  
 ) No. R-16-0032  
RULES 2.18, 3.1, 3.2, 3.4, AND )  
3.11, LOCAL RULES OF PRACTICE, )  
MARICOPA COUNTY SUPERIOR COURT )  
 )  
 ) **FILED: 09/02/2016**  
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**ORDER  
REGARDING AMENDMENTS TO  
RULES 2.18, 3.1, 3.2, 3.4, AND 3.11,  
MARICOPA COUNTY SUPERIOR COURT LOCAL RULES OF PRACTICE**

Pursuant Rule 83 of the Arizona Rules of Civil Procedure, the Presiding Judge of Maricopa County Superior Court has requested this Court's approval of amendments to Rules 2.18, 3.1, 3.2, 3.4, and 3.11, Maricopa County Superior Court Local Rules of Practice. Upon consideration,

**IT IS ORDERED** approving the amendments of Rules 3.1, 3.2, and 3.11, in accordance with the attachment to this Order, effective January 1, 2017.

**IT IS FURTHER ORDERED** denying approval of the proposed amendments to Rules 2.18 and 3.4 because:

(a) with respect to Rule 2.18, the proposed rule amendments set forth in Rule Petition R-16-0010 do not include a Rule 5(f) to cross-reference; and

(b) with respect to Rule 3.4, the proposed cross-reference appears in a provision regarding a "motion to set" procedure that was eliminated by a 2014 amendment to Rule 38.1.

DATED this 2<sup>nd</sup> day of September, 2016.

/s/  
SCOTT BALES  
Chief Justice

Arizona Supreme Court No. R-16-0032

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TO:

Hon Janet E Barton

Rule 28 Distribution List

**ATTACHMENT<sup>1</sup>**

**MARCOPA COUNTY SUPERIOR COURT RULES OF PRACTICE**

**Rule 3.1. Filing, Assignment, Transfer, and Consolidation of Civil Cases**

\* \* \*

**c. Transfer or Consolidation of Related Civil Cases; Assignment.**

\* \* \*

(2) *Consolidation.* A motion to consolidate pursuant to Rule 42(a), Arizona Rules of Civil Procedure, shall contain the captions of all the cases sought to be consolidated, be filed in each case, and be heard by the judge assigned to the earliest-filed case. The case numbers of all the cases sought to be consolidated shall appear on the first page of the motion.

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**Rule 3.2. Civil Motions; Stipulations, Notices of Settlement, and Proposed Forms of Order**

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**h. Motions to Compel.** When a motion for an order compelling discovery is brought pursuant to Rule 37(a)(2) of the Arizona Rules of Civil Procedure or Rule 65(A)(2) of the Arizona Rules of Family Law Procedure, the moving party shall set forth, separately from a memorandum of law, the following in separate, distinct, numbered paragraphs:

- (1) the question propounded, the interrogatory submitted, the designation requested or the inspection requested;
- (2) the answer, designation or response received; and
- (3) the reason(s) why said answer, designation, or response is deficient.

The foregoing requirement shall not apply where there has been a complete and total failure to respond to a discovery request or set of discovery requests.

\* \* \*

**Rule 3.11. Mandatory Settlement Conferences**

**e. Sanctions.** The provisions of Rule 16(f)(i), Arizona Rules of Civil Procedure, concerning sanctions shall apply to a conference provided for by this rule.

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<sup>1</sup> Additions to the text of the rule are shown by underscoring and deletions of text are shown by ~~strike-through~~.